

Subsection (b) of this section is new language added to clarify that a person who has elected a vested allowance may choose an optional benefit.

8-410. DEATH BENEFITS OF FORMER MEMBERS.

UPON RECEIPT OF PROPER PROOF OF THE DEATH OF A FORMER MEMBER WHO IS ELIGIBLE FOR A VESTED ALLOWANCE AND WHOSE DEATH OCCURS BEFORE PAYMENT OF THE VESTED ALLOWANCE COMMENCES, THE AMOUNT OF THE FORMER MEMBER'S ACCUMULATED CONTRIBUTIONS SHALL BE PAID TO THE BENEFICIARY THE FORMER MEMBER HAS NOMINATED BY WRITTEN DESIGNATION DULY EXECUTED AND FILED WITH THE BOARD OF TRUSTEES OR, IF THERE IS NO DESIGNATED BENEFICIARY, THEN TO THE FORMER MEMBER'S ESTATE.

COMMITTEE NOTE: This section formerly appeared as Art. 73B, § 157(p)(2).

The term "former member" is substituted for "person" to more accurately describe the person to whom this provision applies.

The term "vested allowance" is substituted for "vested retirement allowance" to distinguish it from allowances received on retirement.

The phrase "whose death occurs before payment of the vested allowance commences" is substituted for "dies prior to the member's effective retirement date" for clarity since a former member does not retire.

TITLE 9. JUDICIAL RETIREMENT PLANS.

COMMITTEE NOTE TO TITLE: In this title, the provisions pertaining to the Judicial Retirement Plans have been clarified and, to a limited extent, reorganized. The contributory plan and the noncontributory plan for judges have been combined and referred to as a single system, the Judges' Retirement System of the State of Maryland, since they are currently treated as a single system for funding purposes. The provisions concerning the other miscellaneous judicial plans have been included in Subtitle 2 of this title, with only minor stylistic changes. The Committee Note following each section or subsection specifies the reason for any changes to that section or subsection.

SUBTITLE 1. JUDGES' RETIREMENT SYSTEM OF THE STATE OF MARYLAND.

9-101. DEFINITIONS.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "CONTRIBUTORY PLAN" MEANS THE CONTRIBUTORY PLAN FOR PAYMENT OF RETIREMENT ALLOWANCES TO FORMER JUDGES AND THEIR SPOUSES, PROVIDED FOR IN THIS TITLE.